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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/929,272	08/14/2001	Thomas J. Perkowski	100-002USANB0	8374

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EXAMINER

ALLEN, WILLIAM J

ART UNIT	PAPER NUMBER
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3625

MAIL DATE	DELIVERY MODE
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08/03/2007

PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Amendment Non-Responsive-Impermissible Shift

The reply filed on 6/8/2007 is not fully responsive to the prior Office Action because:

The amendment leaves no claims directed to the originally presented invention, and thus, no claims to be further examined as the currently pending claims have been withdrawn due to an impermissible shift. Specifically, claims 45-51 have been shown to recite a patentably distinct invention not originally presented and thus would have been restricted as they are directed to a different invention. An amendment presenting only claims to a non-elected invention is non-responsive (MPEP 821.03). Claims 45-51 have been withdrawn by the Examiner.

The below noted restriction is merely an illustration of how the inventions would have been restricted had the claims initially been presented together. No election between the 2 groups is required. The newly presented claims (claims 45-51) must be pursued through a Request for Continued Examination or a further continuing application.

Since the above-mentioned reply appears to be *bona fide*, applicant is given **ONE (1) MONTH or THIRTY (30) DAYS** from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment.

EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

1. Restriction to one of the following inventions is required under 35 U.S.C. 121:
 - I. Claims 18-24, drawn to a system and parallel method of finding information pertaining to a particular service on the Internet, classified in class 705, subclass 26.
 - II. Claims 45-51, drawn to a system and method for delivering consumer service information, classified in class 705, subclass 26.

The inventions are distinct, each from the other because of the following reasons:

2. Inventions I and II are related as subcombinations disclosed as usable together in a single combination. The subcombinations are distinct if they do not overlap in scope and are not obvious variants, and if it is shown that at least one subcombination is separately usable. In the instant case, subcombination II has separate utility such as providing SIDs having servicemarks and services descriptions symbolically linked to each SID, and creating and maintaining a data link between each of the SID, servicemark, and service description. See MPEP § 806.05(d).

Additionally, Independent claims 18 and 22 recite a system and parallel method of finding information pertaining to a particular service on the Internet by storing a plurality of universal service numbers, each USN having a symbolically linked URL. Newly added claims 45 and 48 are directed to a method for delivering consumer service information. Claim 45 (and parallel claim 48) recite the use of SIDs (service identifiers), those SIDs having servicemarks and services descriptions symbolically linked to each SID. Furthermore, claim 45 also recites creating and maintaining a data link between each of the SID, servicemark, service description, and URL. Nowhere in previously presented claims 18 and 22 or their respective dependents does there appear a recitation of a plurality of SIDs with symbolically linked servicemarks and services descriptions to each SID, nor is there a

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recitation of creating and maintaining a data link between each of a SID, servicemark, service description, and URL.

Because these inventions are independent or distinct for the reasons given above and there would be a serious burden on the examiner if restriction is not required because the inventions require a different field of search (see MPEP § 808.02), restriction for examination purposes as indicated is proper.

The amendment filed on October 10, 2006 cancels original claims 18-24 and adds new claims 45-51. New claims 45-51 recite a patentably distinct invention not originally presented. **The amendment leaves no claims directed to the originally presented invention. An amendment presenting only claims to a non-elected invention is non-responsive (MPEP 821.03).**

Claims added by amendment following action by the examiner, MPEP § 818.01, §818.02(a), to an invention other than previously claimed, should be treated as indicated by 37 CFR 1.145.

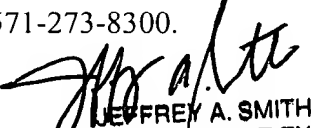
The remaining claims are not readable on the elected invention because the inventions now presented would have been subject to a restriction requirement as demonstrated above had they been originally been presented with the inventions actually originally presented.

Conclusion

Any inquiry concerning this communication or earlier communications from the examiner should be directed to William J. Allen whose telephone number is (571) 272-1443.

The examiner can normally be reached on 8:00 AM to 5:30 PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Jeff A. Smith can be reached on (571) 272-6763. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.


JEFFREY A. SMITH
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TECHNOLOGY CENTER 3600